



Tribal Law Journal
University of New Mexico School of Law
Tribal Court Handbook

TLJ, Spring 2012 (Indian Law Section of the State Bar of NM 1991)

**PUEBLO OF ISLETA
APPELLATE COURT AND TRIBAL COURT**

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NAME OF TRIBE: PUEBLO OF ISLETA

Introduction and Note to Practitioners:

Tribal Court Handbook information contained herein was provided by a representative of the tribal court in response to a questionnaire provided by the Tribal Law Journal. Often information contained within a Tribal Court Handbook will change between Tribal Law Journal updates. Readers are encouraged to utilize the following information as a starting place for information about a tribal court and to verify that information is accurate.

Part One: TRIBAL GOVERNMENT AND GENERAL INFORMATION

The purpose of this Section is to provide certain basic information about your Tribal Court and judicial system. Anyone practicing in Tribal Court will need to know where the Court is located, how it is organized, and who to contact for more information.

1. Contact Persons and Location of Appellate Court:

Name of Tribal Court	Pueblo of Isleta Appellate Court		
Contact Person Name & Title	To Be Hired, Court Secretary/Assistant Court Clerk		
Address	P.O. Box 730, Isleta Pueblo, NM 87022		
Phone		Fax	

2. Contact Persons and Location of Tribal Court:

Name of Tribal Court	Pueblo of Isleta Tribal Court		
Contact Person Name & Title	Denise Lucero, Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-5701	Fax	(505) 869-9747

3. Name and address of the Chief Justice of the Appellate Court:

Name	William Johnson		
Title	Chief Justice		
Address	P.O. Box 730, Isleta Pueblo, NM 87022		
Phone	(505) 869-9692	Fax	(505) 869-9758
E-mail	poiappellate@isletapueblo.com		

4. Name and address of the Chief Judge of the Tribal Court:

Name	Ernest Jaramillo		
Title	Chief Judge		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-9699	Fax	(505) 869-9747
E-mail	poi09001@isletapueblo.com		

5. Driving directions to Tribal Court (attach a map if needed):

I-25 to Exit 215; First buildings on the left, south of the Hard Rock Casino. The Tribal Courts are in the building on the left of the parking lot.

6. What is the official name of your tribe or federally recognized organization?

Pueblo of Isleta

7. On what is your tribal government based? (Please check one and briefly describe in box)

- An IRA or OIWA constitution
- A non-IRA constitution
- A non-constitutional organizational document (*e.g. tribal legislation*)
- A traditional system (*please describe*)
- Other (*please describe*)

Pueblo of Isleta Tribal Constitution (Revised, 1991)

8. Please indicate which organic documents are possessed by the Tribe, and from whom copies are available:

Tribal Document	Available?	Obtain Copy From:
1. Tribal Constitution	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Office of the Governor
2.	<input type="checkbox"/> yes <input type="checkbox"/> no	
3.	<input type="checkbox"/> yes <input type="checkbox"/> no	
4.	<input type="checkbox"/> yes <input type="checkbox"/> no	
5.	<input type="checkbox"/> yes <input type="checkbox"/> no	

9. Please indicate where your tribal jurisdiction is exercised:

- Within undisputed, clearly established reservation boundaries
- Generally within reservation boundaries, with a few outlying parcels of Indian country
(*Please describe the nature of these parcels: e.g. gaming location; purchased land not used for gaming; land remaining from formerly larger reservation, etc.*)
- Within Indian country (or dependent Indian community); there are no reservation boundaries
- Please describe disputes regarding the tribe's territorial jurisdiction, including boundaries; non-Indian owned fee land; dependent Indian community status; state or county roads; or any other:

Regular Appellate Court Staff:

Name	Title	Phone Number	e-mail address
To Be Hired	Court Secretary/ Assistant Appellate Court Clerk		

Regular Tribal Court Staff:

Name	Title	Phone Number	e-mail address
Edwina Jiron	Chief Tribal Court Clerk	(505) 869-6510	
Dana Jiron	Associate Tribal Court Clerk	(505) 869-6510	
Denise Lucero	Tribal Court Clerk	(505) 869-6510	
Danette Gabaldon	Tribal Court Clerk	(505) 869-6510	
Eulalia Lucero	Probation Officer	(505) 869-9710	

10. Tribal Court Organization:

Other branches of the Court (if any):

- Probation Office
- Truancy Office

Other Courts in Tribal Court system are checked below:

- Appellate Court
- Supreme Court
- Lower courts with different subject-matter jurisdiction
- Other: Governor's Office (for traditional civil matters)
- Other: Isleta Tribal Council (for enrollment and membership appeals)

11. Number of judges on the Tribal Court: (Please provide list of names, titles, and contact information for each judge)

Judge Positions	# of Full-time Positions	# of Part-time Positions	# of Pro-tem Positions
Trial Court Judges	3		
Specialized Court Judges			
Appellate Court Judges		5	
Other:			

Pueblo of Isleta Appellate Court Justices:

- Chief Justice William Johnson
- Associate Justice Richard Jiron
- Associate Justice Thomas Lucero
- Associate Justice Christine Zuni Cruz
- Associate Justice Francine Hatch

P.O. Box 730, Isleta Pueblo, NM 87022
 (505) 869-9692 (office) (505) 869-9758 (fax)
poiappellate@isletapueblo.com

Pueblo of Isleta Tribal Court Judges:

- Chief Judge Ernest Jaramillo (not law trained)
- Associate Judge Robert Medina (law trained)
- Associate Judge Aaron Chuneska (law trained)
- P.O. Box 729, Isleta Pueblo, NM 87022
- (505) 869-9699 (office) (505) 869- 9797 (fax)

12. Tribal Prosecutor for the Court :

Name	Vincent Knight, Jr		
Title	Prosecutor		
Address	P.O. Box 729 Isleta Pueblo, NM 87022		
Phone	(505) 869-	Fax	
E-mail			

13. Tribal Public Defenders for the Court

Name	To Be Hired		
Title	Public Defender		
Address	P.O. Box 729 Isleta Pueblo, NM 87022		
Phone		Fax	
E-mail			

14. Tribal Government staff person to be contacted for more information regarding Tribal Government:

Name	Frank Lujan		
Title	Governor		
Address	P.O. Box 1270 Isleta Pueblo, NM 87022		
Phone	(505) 869-3111	Fax	(505) 869-4236
E-mail			

15. Tribal Justice System Staff: (Please provide list of names, titles, and contact information for each position)

Tribal Justice System Position	# of Full-time Positions	Names	# of Pro-tem Positions
Court Administrators/Clerks	4	Edwina Jiron, Isleta Tribal Court Chief Court Clerk; Dana Jiron, Isleta Tribal Court Assoc. Court Clerk; Denise Lucero, Isleta Tribal Court Assoc. Court Clerk; Danette Gabaldon, Isleta Tribal Court Assoc. Court Clerk	
Probation Officers	1	Eulalia Lucero	
Prosecutors	1		
Public Defenders	Vacant		
Bailiffs/Process Server	1	Vera Lente, Isleta Tribal Court	
Other: Law Clerk			
Other: Truancy Officers	1	Margaret Odwin Abeita	

16. Use of Attorneys: (Please indicate the number of full and part time attorneys or law school graduates your tribal justice system currently utilizes – enter 0 for positions which are not held by attorneys or law school graduates)

Tribal Justice System Position	# of Full-time Positions	# of Part-time Positions	# of Pro-tem Positions
Judges/Justices who are licensed attorneys	1 Justice	2 Justices, 2 Judges	
Judges/Justices who are law school graduates, but not licensed in any state	0		
Prosecutors who are licensed attorneys	0	1	
Prosecutors who are law school graduates, but not licensed in any state	0		
Public defenders who are licensed attorneys	0		
Public defenders who are law school graduates but not licensed in any state	0		
Law Clerk	0		

17. Alternative Dispute Resolution and Diversion Programs:

- Does your tribe use Alternative Dispute Resolution (ADR) in the judicial system? Yes No
If yes, please indicate below which ADR methods you use:

- Traditional Methods Mediation Settlement Facilitation
 Arbitration Diversion Programs Other: _____

Please describe: Convention for perpetrator/defendant and nuclear/extended family and traditional leaders for discussion of resolution. Not formal.

- Is there additional written material available which describes your tribe’s ADR program(s)?
 Yes No If yes, who should be contacted to obtain a copy:

Name			
Title			
Address			
Phone		Fax	
E-mail			

Part Two: TRIBAL BAR PRACTICE

(Please attach additional information for each question if available)

Issue		Comments
1. Are there special requirements to be permitted to practice in tribal court?	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Rules Regarding Professional Attorneys, Appx. 2, Vol. 1, Pueblo of Isleta Legal Code (1979). <i>See also</i> R 9.1 Pueblo of Isleta Rules of Criminal Procedure.
2. Are there requirements regarding knowledge of tribal culture or language:	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Rule 5, Rules Regarding Professional Attorneys, Appx. 2, Vol.1, Pueblo of Isleta Legal Code (1979). <i>But see</i> R 9.1 Pueblo of Isleta Rules of Criminal Procedure.
3. Are advocates who do not have law degrees or are not members of a state bar permitted to practice in tribal court? Please describe requirements.	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	Knowledge of traditional tribal law. Able to speak and understand Tiwa. <i>See</i> §1-1-7, Vol. 1, Pueblo of Isleta Legal Code (1979) permits lay counselors. <i>But see</i> R 9.1 (c) Pueblo of Isleta Rules of Criminal Procedure.
4. Do the same requirements apply for state-licensed attorneys?	<input type="checkbox"/> yes <input checked="" type="checkbox"/> no	Knowledge of Tiwa not required. <i>See also</i> R 9.1 Pueblo of Isleta Rules of Criminal Procedure.
5. Does your tribe have a tribal bar examination? If yes, please provide details concerning requirements, how often the exam is administered and how to get more information about being admitted to the tribal bar.	<input type="checkbox"/> yes <input checked="" type="checkbox"/> no	<i>See</i> R 9.1 (d) Pueblo of Isleta Rules of Criminal Procedure.
6. Can an otherwise licensed attorney who is not a member of the tribal bar be admitted for a single case? If yes, how?	<input type="checkbox"/> yes <input checked="" type="checkbox"/> no	<i>See</i> R 9.1 (d) Pueblo of Isleta Rules of Criminal Procedure.
7. Can/must an otherwise licensed attorney who is not a member of the tribal bar associate with a member of the tribal bar on a single case? If yes, how?	<input checked="" type="checkbox"/> yes <input type="checkbox"/> no	By permission of the court
8. Does the tribal bar have a Continuing Legal Education requirement? If yes, please provide details.	<input type="checkbox"/> yes <input checked="" type="checkbox"/> no	
9. What is the total number of members of the tribal bar?	35	
10. Of the total number of members of the tribal bar, how many are licensed attorneys admitted to practice in a state?	33	

18. Other requirements for a lawyer to practice in Tribal Court:

\$50.00: Rules Regarding Professional Attorneys, Appx. 2 Vol, Pueblo of Isleta Legal Code (1979)
\$200.00: R. 9.1, Pueblo of Isleta Rules of Criminal Procedure

19. Others that are allowed in practice in Tribal Court: Tribal spokespersons.

Part Three: TRIBAL COURT RULES AND PROCEDURE

The purpose of this Section is to provide specific information regarding the rules and procedures necessary to practice in Tribal Court.

20. Appellate Court’s working hours: To be determined when Appellate Court Clerk is hired.

Tribal Court’s working hours: Monday - Friday, 8:00 a.m. – 4:30 p.m.

21. Language(s) used in Tribal and Appellate Court System: Tiwa and English

22. Interpreters are available: yes no

Name	Edwina Jiron		
Title	Chief Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-6510	Fax	(505) 869-8138

23. Tribal court filing fees: \$15.00 for all cases filed by non-members of Isleta Tribe

- \$15.00 - Petitions:
 - Custody
 - Guardianship
 - Probate
 - Paternity
 - Change of Name
 - Visitation
 - Support
- \$25.00 - Complaints:
 - Tort (money damages or injunctive relief for wrongful acts)
 - Debt (Insufficient funds, Loans, Collection, Restitution)
 - Property damages
 - Rent
- \$15.00 – Court Cost Assessed to defendants that are convicted
- \$25.00 - Temporary Restraining Orders (non-refundable)
- \$15.00 - Service of Process
- \$5.00 - Certified copied (court documents)
- \$15.00 - Duplicate of Cassette Tapes (court hearings, must supply blank tapes)

24. Tribal Court scheduling or docket practices where specific days or weeks are reserved:

- Monday – Arraignment
- Tuesday – Criminal
- Wednesday – Civil & Juvenile
- Thursday – Criminal
- Friday – Administrative & Emergency

25. Rules of conduct, or etiquette, or rules of ethics, either written or implied, which are required to practice in Tribal Court:

Code of Professional Responsibility of the American Bar Association (Rule 3, Rules Professional Attorneys, Approximately. 2, Pueblo of Isleta Legal Code (1979))

26. The following written rules are available for Tribal Court (Check all that apply):

<input type="checkbox"/> Civil Procedure	<input type="checkbox"/> Evidence	<input type="checkbox"/> Others:
<input checked="" type="checkbox"/> Criminal Procedure	<input checked="" type="checkbox"/> Appellate Procedure	
<input type="checkbox"/> Domestic Relations	<input type="checkbox"/> Alternative Dispute Resolution	

27. These rules can be obtained by contacting:

Name	Edwina Jiron		
Title	Chief Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-6510	Fax	(505) 869-8138
E-mail			

Pueblo of Isleta Rules of Appellate Procedure can be obtained from:

Clerk to be hired
 P.O. Box 730, Isleta Pueblo, NM 87022
 (505) 869-(office) (505) 869- (fax)

28. To obtain more information on unwritten Tribal Court rules procedures, contact:

Name	Edwina Jiron		
Title	Chief Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-6510	Fax	(505) 869-8138
E-mail			

Tribal Court forms can be obtained from:

Is a list of tribal court and related forms available? yes no If yes, please provide a copy.

Name	Dana Jiron		
Title	Assistant Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-6510	Fax	(505) 869-8138
E-mail			

29. Jury trials are available for the following types of cases:

- Criminal
 Torts – Injury
 Traffic
 Other: Civil _____
 Other: _____
 Other: _____

30. Appeals are available for the following types of cases:

- Criminal
 Torts – Injury
 Traffic
 Other: Civil _____
 Other: Membership/enrollment (Tribal Council only)

31. Appellate Court decisions and opinions are written.

Copies of decisions and opinions are available to members of the Pueblo upon request from:

To be hired, Appellate Court Clerk
 Pueblo of Isleta Appellate Court
 P.O. Box 730
 Isleta Pueblo, NM 87022
 (505) 869-2881 (office) (505) 869-2883 (fax)

Tribal Court decisions and opinions are written oral.

If written, copies of decisions and opinions are available from:

Name	Edwina Jiron		
Title	Chief Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-6510	Fax	(505) 869-8138
E-mail			

Trial and Appellate proceedings or hearings are recorded transcribed not recorded.

If recorded or transcribed, proceedings or hearings are available from:

*Audio renditions are available; transcriptions are at cost to party

Name	Edwina Jiron		
Title	Chief Tribal Court Clerk		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-6510	Fax	(505) 869-8138
E-mail			

Part Four: THE JURISDICTION OF TRIBAL COURT

The purpose of this Section is to provide information regarding the law that applies to cases heard in Tribal Court.

32. Information regarding a written Tribal Code can be obtained from:

Name	Sarah Zuni		
Title	Tribal Council Secretary		
Address	P.O. Box 729, Isleta Pueblo, NM 87022		
Phone	(505) 869-9746	Fax	(505) 869-5276
E-mail			

33. Does the tribe or the court have a definition of “non-member Indian” for jurisdictional or service purposes?

yes no If yes, please indicate what that definition is, and describe whether there are different definitions for different purposes (e.g., tribal services or criminal jurisdiction).

34. Does the tribe exercise jurisdiction over members off-reservation?

yes no If yes, please specify subject matter and circumstances (check all that apply):

- Indian Child Welfare Act
- Hunting, Fishing or Subsistence
- Other: Determining Child Support enforcement
- Other: Domestic violence act, Federal; Criminal/Civil over persons on trust lands or fee lands around Pueblo and other lands controlled by Pueblo.

35. Does a significant number of non-member Indians live within the tribe’s jurisdiction?

yes no Comments: Reservation population – estimated at 5000, includes approximately 1,000 non-member Indians and non-Indians residing within reservation.

36. Do a significant number of non-Indians visit tribal lands on a regular basis?

yes no If yes, please indicate the types of visits (check all that apply):

<input checked="" type="checkbox"/> Gaming	<input checked="" type="checkbox"/> Tourism	<input checked="" type="checkbox"/> Transients on Interstate Highway
<input checked="" type="checkbox"/> Resort	<input checked="" type="checkbox"/> Hunting/Fishing	<input checked="" type="checkbox"/> Transients on Other Highways
<input checked="" type="checkbox"/> Smokeshop	<input checked="" type="checkbox"/> Other: <u>Contractors</u>	

37. Are there problems presented by these visitors, such as increased traffic violations, hunting or wood cutting violations?

yes no If yes, please describe these problems and indicate whether disputes are presently settled in tribal court or other forum (please specify forum, such as state court):

Approximately 250,000 vehicles traverse the reservation daily, increasing the number of traffic violations. All non-Indian violators are reported to State Magistrate Court in Los Lunas, or Metro Court in Albuquerque.

38. Are there federal laws or treaty provisions that *specifically* limit *your* tribe's jurisdiction over non-members or non-Indians (as opposed to limitations on all tribes)?

yes no If yes, please indicate the specific law or provision and the limitation:

Federal Statute: Indian Pueblo Land Act Amendment, Pub. L. No. 109-133, § 20, 119 Stat. 2573 (2005).

Non-Indians Non-member Indians

Treaty Provision: _____

Non-Indians Non-member Indians

39. Over which groups of persons does your tribal constitution or traditional system permit jurisdiction?

Tribal Constitution

- Tribal Members Only
- All persons, civil
- All persons, criminal
- All Indians, civil
- All Indians, criminal

Traditional System

- Tribal Members Only
- All persons, civil
- All persons, criminal
- All Indians, civil
- All Indians, criminal

40. Has the tribe, by tribal legislation, limited its jurisdiction to members?

yes no If yes, is the jurisdiction General over all actions, or as to specific matters (please specify the subject matters):

Part Five: TRIBAL CODES

The purpose of this Section is to provide information regarding any Tribal Codes that apply to practice in Tribal Court.

41. Does your tribe’s Constitution or Tribal Code contain a Bill of Rights?

yes no If yes, are copies available?

Copies of the Constitution are available through the Office of the Governor.

42. Does your tribe have a written code? yes no

If yes, the code is based on:

- Written customary law
- A modern (Western-style) code
- Both customary law and modern (Western-style) code (Code recognizes custom and traditional law.)

*Tribal Law & Order Code is only criminal laws. Majority of the laws are piecemeal by ordinance and resolutions and available from the Tribal Council.

43. Is a copy of the tribal code readily available to any person who wants it? yes no

If yes, where can a copy be obtained?

Name: Sarah Zuni Phone: (505) 869-9746 Cost: \$ 5.00

If no, please specify reason:

44. Has the tribal code ever been comprehensively codified? yes no

If yes, when was the last time the tribal codified?

Date: 1979

45. Please indicate which of the following are covered in your tribal code (check all that apply):

<p>FAMILY LAW (Domestic Relations)</p> <ul style="list-style-type: none"> <input type="checkbox"/> Marriage <input type="checkbox"/> Divorce <input checked="" type="checkbox"/> Child Support and Enforcement (resolution) <input checked="" type="checkbox"/> Visitation <input checked="" type="checkbox"/> Paternity <input checked="" type="checkbox"/> Guardianship <input checked="" type="checkbox"/> Abuse and Neglect <input checked="" type="checkbox"/> Out of home placement <input checked="" type="checkbox"/> Children in Need of Supervision (CHINS) <input checked="" type="checkbox"/> Adoption (including ICWA) <input checked="" type="checkbox"/> Probate (Estate distributions) <input checked="" type="checkbox"/> Domestic Violence <input checked="" type="checkbox"/> Elder Protection <input type="checkbox"/> Other: _____ 	<p>HOUSING AND LAND USE (RESOLUTIONS)</p> <ul style="list-style-type: none"> <input checked="" type="checkbox"/> Evictions <input checked="" type="checkbox"/> Housing authority actions <input checked="" type="checkbox"/> Trespass <input type="checkbox"/> Land assignments <input type="checkbox"/> Land use <input type="checkbox"/> Landlord-tenant <input checked="" type="checkbox"/> Grazing/Farming <input type="checkbox"/> Other: _____ <input type="checkbox"/> Other: _____
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<p>JUVENILE JUSTICE</p> <p><input checked="" type="checkbox"/> Status offenses (curfew, truancy, underage possession of alcohol, etc.)</p> <p><input checked="" type="checkbox"/> Non-status offenses (criminal)</p> <p><input type="checkbox"/> Other: _____</p> <p><input type="checkbox"/> Other: _____</p>	<p>TRIBAL AFFAIRS</p> <p><input type="checkbox"/> Enrollment</p> <p><input type="checkbox"/> TERO and other employment rights</p> <p><input type="checkbox"/> Elections</p> <p><input type="checkbox"/> Voter Registration</p> <p><input type="checkbox"/> Eligibility to run for office</p> <p><input type="checkbox"/> Recounts</p> <p><input type="checkbox"/> Campaign Financing</p> <p><input type="checkbox"/> Other election disputes</p> <p><input checked="" type="checkbox"/> Appeals</p>
<p>ENVIRONMENTAL</p> <p><input type="checkbox"/> Housing</p> <p><input type="checkbox"/> Building</p> <p><input type="checkbox"/> Sanitation</p> <p><input type="checkbox"/> Solid Waste</p> <p><input type="checkbox"/> Water</p> <p><input type="checkbox"/> Air</p> <p><input type="checkbox"/> Noise</p> <p><input type="checkbox"/> Other: _____</p> <p>CIVIL COMMITMENTS</p> <p><input checked="" type="checkbox"/> Mental Health</p> <p><input checked="" type="checkbox"/> Substance Abuse</p> <p><input checked="" type="checkbox"/> Juvenile Commitment</p> <p><input type="checkbox"/> Physical Disability</p> <p><input type="checkbox"/> Developmentally disabled (severely retarded) or other disorder (stroke, persistent vegetative state) disability</p> <p><input type="checkbox"/> Other: _____</p> <p>TRAFFIC: (Adopted State Code as its own)</p> <p><input checked="" type="checkbox"/> DWI</p> <p><input checked="" type="checkbox"/> Speeding</p> <p><input checked="" type="checkbox"/> Reckless Operation</p> <p><input checked="" type="checkbox"/> Driver's Licenses</p> <p><input checked="" type="checkbox"/> Vehicle Licenses</p> <p><input checked="" type="checkbox"/> Insurance requirements</p> <p><input type="checkbox"/> Other: _____</p> <p>COMMERCIAL TRANSACTIONS</p> <p><input checked="" type="checkbox"/> Contracts</p> <p><input type="checkbox"/> Consumer protection</p> <p><input type="checkbox"/> Collection of debts</p> <p>TORTS</p> <p><input type="checkbox"/> Personal Injury</p> <p><input type="checkbox"/> Defamation, libel, slander</p> <p><input type="checkbox"/> Other: _____</p>	<p>CRIMINAL LAW (Law & Order Code)</p> <p><input checked="" type="checkbox"/> Assault and battery</p> <p><input checked="" type="checkbox"/> Harassment and stalking</p> <p><input checked="" type="checkbox"/> Kidnapping</p> <p><input checked="" type="checkbox"/> Trespass</p> <p><input checked="" type="checkbox"/> Property damage</p> <p><input checked="" type="checkbox"/> Larceny</p> <p><input checked="" type="checkbox"/> Extortion</p> <p><input checked="" type="checkbox"/> Embezzlement</p> <p><input checked="" type="checkbox"/> Receiving stolen property</p> <p><input type="checkbox"/> Illegal kickbacks</p> <p><input checked="" type="checkbox"/> Marital and familial offenses (e.g. bigamy, unlawful cohabitation, incest)</p> <p><input checked="" type="checkbox"/> Sexual offenses (other than children as victims)</p> <p><input checked="" type="checkbox"/> Alcohol and other intoxicants (including selling, possession, bootlegging, trafficking, distributing, etc.)</p> <p><input checked="" type="checkbox"/> Homicide (murder & lesser offenses involving the death of a human being)</p> <p><input checked="" type="checkbox"/> Crimes against children & dependents, including sex crimes</p> <p><input checked="" type="checkbox"/> Bribery</p> <p><input checked="" type="checkbox"/> Perjury and false affirmations</p> <p><input checked="" type="checkbox"/> Malicious prosecution</p> <p><input checked="" type="checkbox"/> Conspiracy to commit a crime</p> <p><input checked="" type="checkbox"/> Worthless checks</p> <p><input type="checkbox"/> Welfare fraud</p> <p><input type="checkbox"/> Securities fraud</p> <p><input type="checkbox"/> Racketeering</p> <p><input type="checkbox"/> Election fraud or interfering with elections</p> <p><input type="checkbox"/> Computer crimes (e.g. computer access with intent to defraud or embezzle, unauthorized computer use)</p> <p><input checked="" type="checkbox"/> Controlled substances (e.g. drug selling, possession, distribution, trafficking, etc.)</p> <p><input checked="" type="checkbox"/> Crimes against public peace (e.g. disorderly conduct, unlawful assembly, rioting)</p> <p><input checked="" type="checkbox"/> Interference with law enforcement (e.g. resisting, evading, obstruction, assault, battery, refusing to aid, concealing identity, aiding a felon, escape from jail, assisting escape, bringing contraband into jail)</p> <p><input checked="" type="checkbox"/> Official misconduct (e.g. demanding or receiving illegal fees, making false vouchers, paying or receiving tribal money for services not provided)</p> <p><input type="checkbox"/> Other: _____</p>

COURT PROCEDURES	OTHER CODE PROVISIONS (Please specify):
<input checked="" type="checkbox"/> Criminal Court procedures (e.g. requirements for filing a complaint, time limits for hearings and motions, format for documents) <input type="checkbox"/> Civil Court procedures (e.g. requirements for filing a petition or complaint, time limits for hearings and motions, format for documents) <input type="checkbox"/> Juvenile or Children’s Court procedures (e.g. requirements for filing a petition, time limits for hearings and motions, format for documents) <input checked="" type="checkbox"/> Appellate Court procedures (e.g. requirements for allowing appeals, time limits, notice of appeal) <input type="checkbox"/> Administrative Court procedures (e.g. from decisions made by tribal departments such as housing, personnel, land use & realty, environmental, membership, or elections board) <input checked="" type="checkbox"/> Procedures for appeals from council (legislative) decisions. <input checked="" type="checkbox"/> Code of Judicial or Professional Responsibility <input type="checkbox"/> Other: _____	

46. Has your tribe waived its immunity from suit in court? yes no

If no, go to question 46.

If yes, please indicate which of the following applies:

- General Waiver
- Limited Waiver (check all that apply)
 - For tort claims against the tribe –*Tribal-State Class III Gaming Compact of the State of New Mexico and the Pueblo of Isleta (2001)*.
 - For civil rights claims against the tribe
 - For specific business activities
 - As to special tribal public agencies (e.g. housing authority)
 - As to tribally-owned business enterprises
 - Other: _____
- Specific to: “court of competent jurisdiction”
 - Tribal Court
 - Federal Court
 - State Court

47. Is the civil jurisdiction of your tribe limited by any federal statute? yes no

If yes, please indicate the statute:

Part Six: INTERGOVERNMENTAL RELATIONS

48. Does your tribe, pueblo, or village have any agreements to **RECEIVE** services **from** or to use facilities of a state, county, municipality, or other tribe? yes no

If yes, please complete the following chart:

Type of Service	Type of Agreement	Agreement is With:
Cross Deputization	<input type="checkbox"/> Contracts <input checked="" type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	Municipal Government Law Enforcement
Shelter Care	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
Treatment/Counseling	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
Detention Facilities	<input checked="" type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	Valencia County (adult and juvenile) Southern Ute Detention Facility Bernalillo County Juvenile Detention Center
Correction Facilities	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
<i>Other (Please Describe)</i>	<input type="checkbox"/> Contracts <input checked="" type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	Isleta & Valencia County for EMT & Fire services

49. Does your tribe, pueblo, or village have any agreements to **PROVIDE** services or the use of facilities **TO** a state, county, municipality, or other tribe? yes no

If yes, please complete the following chart:

Type of Service	Type of Agreement	Agreement is With:
Cross Deputization	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
Shelter Care	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
Treatment/Counseling	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
Detention Facilities	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
Correction Facilities	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	
<i>Other (Please Describe)</i>	<input type="checkbox"/> Contracts <input type="checkbox"/> Other formal agreements <input type="checkbox"/> Informal agreements	

Part Seven: STATE & OTHER GOVERNMENTAL JURISDICTION

The purpose of this Section is to provide information regarding jurisdiction that has been granted by your tribe to any state or other governmental entity.

50. Has any state government been granted jurisdiction over any portion of your reservation by treaty, federal legislation, or tribal legislation? yes no

If yes, jurisdiction was granted by (Check all that apply, and describe briefly):

<input type="checkbox"/> Treaty: (Please specify and describe)	
<input checked="" type="checkbox"/> Federal Legislation (P.L. 83-280 or other)	Indian Pueblo Land Act Amendment, Pub. L. No. 109-133, § 20, 119 Stat. 2573 (2005) (IPLA gives the State criminal jurisdiction over <i>non-Indian</i> criminal offenses not subject to federal jurisdiction). Indian Gaming Regulatory Act, 18 U.S.C.A. § 1166(d) (1988) (prosecution of state gambling laws are concurrent between state and federal governments pursuant to New Mexico-Pueblo of Isleta Gaming Compact).
<input type="checkbox"/> Tribal Legislation	

51. Is state jurisdiction limited? yes no

If yes, jurisdiction is limited to:

<input checked="" type="checkbox"/> Persons: (Please specify and describe)	Indian Gaming Regulatory Act, 18 U.S.C.A. § 1166(d) (1988) (non-members).
<input checked="" type="checkbox"/> Subject Matter: (Please specify and describe)	Indian Pueblo Land Act Amendment, Pub. L. No. 109-133, § 20, 119 Stat. 2573 (2005) (criminal matters not subject to federal jurisdiction involving non-Indians). Indian Gaming Regulatory Act, 18 U.S.C.A. § 1166(d) (1988) (violation of state gambling laws).

52. Does your tribe exercise concurrent jurisdiction with the state? yes no

If yes, concurrent jurisdiction is over:

<input checked="" type="checkbox"/> Persons: (Please specify and describe)	As noted above and as permitted based on parties domicile.
<input checked="" type="checkbox"/> Subject Matter: (Please specify and describe)	Civil matters, including Indian Child Welfare Act.

53. Does your tribe receive services from the state and municipal governments, law enforcement and court systems under state jurisdiction? yes no